G R S 58]

Previous references

Reserve

File No. 77-16

1917.

(Jul)

Serial Nos 14, 21, 25, 28

Later references.

Jul 86-16 & 5, 12-14

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 14, 21, 25, 28

Part B for Nov 17

SUBJECT

Bye-laws re Baking & Sweetmeat Shops, Calcutta

No 2571 dy 8 11 17 Letter D. C. Calcutta

Laws

W 11 17

W D 1851—GIPB—30,000—15-12-15

G R. S 11] 1916-17

GENERAL AND REVENUE SECRETARIAT

(ml)

NOTES.

File No 77-16

FILE HEADING

Rules and Byelaws under the municipal Regulation Chitaldrug Dt

From

The Deputy Commissioner Chitaldrug Dt

Letter No. 71 ml/16-17 Dated 7th may 1917 Received

Diary No 3242	Enclos 3 Spare Copies	Serial No 14

BRIEF ABSTRACT OF LETTER

Forwards for sanction the byelaws relating to Baking and Sweetmeat shops, framed by the Chitaldrug town municipal Council under section 48 (1) C of the Mysore municipal Regulation VII of 1906

NOTES AND ORDERS

Second member orders on the ml file no 159-15

" These byelaws may wait "

(Sd) A R B
23/2/17

May if approved await till L & G scheme is Complete

B
24/5/17

Norm—First Sheet

3242

WD 1288—GPB—60 000—1 12-16—S.

(2)

G R S III 2]

General and Revenue Secretariat | nil File No 77 of 1916-17

Serial No

Assistant Secretary's order

(2) " These files may await orders of the Revenue Secretary on the remarks made by me or another file" etc x x

(Sgd) B T K

(3) These byelaws were compared with Bangalore city and mysore city Bejelaws and they agree except ~~Section~~ section 11 section 7 of Bangalore city and mysore city Bypelaws is omitted in these

I have suggested an addition in this respect in sec 6 of the draft bylaws MK

(4) Section 11 of the Bypelaws framed by the Chetaldrug mk council states that licenses will be cancelled if any of the bydaws are infringed But there is no section requiring the persons who keep bakery and sweetmeat shops to purchase a license for carrying their trade Hence this sections seems to be meaningless If approved this maybe deleted

There is already a penalty section in the draft-bylaws see 10 MK 16/7

L III Yes MK

(5) Draft sanctioning the bypelaw is also put up

SB 7/7 MK

~~Section 48 cl 1(c)~~ 6' Section 48 cl 1(c) does not contemplate the issue of licences to keepers of Sweetmeat shops or bakeries Rule 11 to be found in the draft rule

NOTE—Contn sheet

WD 1283—GPB—60,000—1 12-16—S.

3:20

G R S III-2]

General and Revenue Secretariat | File No 77 of 191 (illegible)

Serial No

appears to be unauthorised Hindus Bye may be consulted draft put up for approval

MK 16/7

Agreed)

hz 16/7/17

49 17-7-17

2nd member)

(1) Kindly you cancel Shah the Rly of rule. Shah the sanction for the above rule

16/7

(2) Resubmitted

(a) In clause (c) section 48 (1) no specific provision has been made for the taking out of licences by the keepers of Sentinel shops, Hotels or Taverns, while in cl (h) of the same section provision has been made specifically for licensing certain businesses. Specifically Any prohibition or restrictive measure would appear to require to be authorised by an Express provision in the Rules

(b) The Mysore and Bangalore and Councils have proposed amendments to the Act Rules, whereby they may be authorised to make provision for the licensing of hotels &c.

NOTE—Contn sheet

(4

3247 / 3259

ND 1283—GPB—60 000—1 12-16—S.

G R. S III 2]

General and Revenue Secretariat | File No 77 of 1916-17

Serial No

respect which indicates that they recognise they do not possess such powers now

(11) In regards the infringement of the bye laws that are usually framed for the inspection of hotels &c, a penal provision has been added in the concluding portion of Sec 48(1)

(12) Kind reference is respectfully invited to references put up (Flags 7, 4 & 8)

2986 1-10-1904
81-5-R.1-35K

MK
19 7 17

117
19-7-17

2nd Member)

(13) Should like to have the views of the Government Advocate on the facts here

4
21 7 17

05 of 1917
23 7 17

(14) Forwarded to the Government Advocate for favour of opinion

By order
M Krishnaswami
for Secy to Govt
Rev Dept

21 7 17

6 of 1917-18
RE REF.
RR
23 JUL 1917

(15) The bye laws in question purport to have been framed under Sec 48 (1) (c) of the Municipal Act

Commissioner

NOTE—Contn sheet

RR

WD 1283—GPB—60 000—1-12-16—S.

G R S III-2]

General and Revenue Secretariat | nil File No 77 of 1916-17

Serial No

§ 48 (1) (c) Enables the Municipal Council to frame bylaws for
(i) the inspection of Bakeries & Sweetmeat Shops
& (ii) Securing the cleanliness of such places & the wholesomeness of the articles prepared, kept or sold therein.
Such of the proposed bylaws as are in excess of the powers thus conferred will be ultra vires

(61) Bye Laws —
1-(a) No objection
(b) - No objection
2 (a) (b) } Ultra Vires -
Neither of these conditions is necessary for the inspection of Bakeries & Sweetmeat shops or for Securing the cleanliness of such places - An adequate Supply of water in the premises is all that is required for the purpose of thoroughly washing & cleaning such premises - [See Chief's

NOTE—Contn. sheet

(6)

WD 1233—GPB—60 000—1 12-16—S

G R S III 2]

General and Revenue Secretariat | nil File No 77 of 1916-17

Serial No	
	Judgt. in ca appeal no 83 of 16-17 published for information of Municipal Council in G O n 6160-9. Mk 58 16 9 dated 20.3.1917] —
	(c) } may be supported on (d) } the score of securing cleanliness
	(e) Ultra vires.
3 4 5 6	no objection
7.	Ultra vires - Because the rule framed is intended to secure the wholesomeness of articles sold outside the premises & not therein.
8 9 10	no objection
11	Ultra vires - as licenses are not prescribed & required to be taken

NOTE—[illegible]

242

JD 1230—GPB—60 CCC—1 12-16—S.

G R S III 2]

General and Revenue Secretariat | nil File No 77 of 1916-17

Serial No.	
(7)	One noticeable feature is that there is not a single by-laws among those proposed, which is intended for the inspection of bakeries & sweetmeat shops. Commissioner 26-7-17 for Asst Sec

P T O

NOTE—Contn. sheet

WD 1233—GPB—60 000—1 12-16—S.

G R S III 2j

General and Revenue Secretariat | nil File No 77 of 1916-17

Serial No.

(18) Submitted with reference to para (13) of the Note
4.8.17
Asst Secy
MK 4/8

(19) The Govt Advocates opinion was asked with regard to Rule 11, which was proposed to be omitted. He has agreed with regard to this point, and has gone further in pointing out certain other provisions as ultra vires. These latter rules are contained in the bye-laws of several Municipalities, and until a general revision is made, they may be allowed to remain in the present case also

(20) Section 11 may be omitted and the bye-laws sanctioned with the other small changes, as proposed in the draft order put up.

190
7-8-17

2nd member
MK 6/8/17

(21) The Hon'ble may be told that after the Rules are framed as proposed by the present a

15

NOTE—Contn sheet.

2nd page

(9

32

WI) 1288—GPB—60 000—1 12-16—S.

G R S III 2)

707

General and Revenue Secretariat | nil File No 77 of 1916-17

Serial No	
	revised set of bye laws may be submitted in accordance with Govt orders thereon which are to be forwarded Y 8/17 hbz/M
(22)	Submitted with a draft for approval AVM. 10 8 17 (Revised) MK 11/8
(23)	Issue hbz 14 8 17 MK
21	To The Dy Com[r] Chitaldrug Dt Letter no 1057 dt 16-8-17 Referring to R 14. forwards the Govt Advocates opinion on the draft bye laws and requests that they may be revised in accordance with the views of the Govt Advocate and submitted to Govt for sanction
25	From The Dy Com[r] Chitaldrug Dt S-C no 71 nil/16-17 dt 4th September (917) Submits after revised bye laws as called for in R 21 (2(1) one more section (1A) providing for the inspection of these shops has been added
(26)	draft sanctioning is put up for approval or orders AVM. 15 9 17

NOTE—Contn sheet

WD 1933—GPB—60 000—1 12-16—S.

707

G R S III 2]

General and Revenue Secretariat | File No 77 of 1916 17

Serial No	
	(16) A clause has been added providing for the inspection of these Bks. This has been done probably on the suggestion made by the Govt that this clause is not to be found in any of the model bylaws available for use.
27	Draft sanction memo put up for approval (Revsec) 12/10 (2nd member) 14 to 17 17 to 17 Done
19 17 to 17	
28	Do Memo dy Com' letter addressed No no 2521 dated 9 & 11-17 Sanctioning the bylaws received on 14

NOTE—Contn sheet

No 77-16-14

Secretariat Emly 3
16-11

Office of the Deputy Commissioner,
Chitaldrug District.
Dated Chitaldrug, 30th April 1917.

7/5/17

From
J. L. FUND.
9 MAY 1917
D 3244

C. S. Balasundaram Iyer Esquire B. A.,
Deputy Commissioner,
CHITALDRUG

To
B. Ramaswamayya Esquire B. A., B L.,
Offg Secretary to the Government of
His Highness the Maharaja of Mysore,
Revenue Department
BANGALORE

Sir,

I have the honor to state that the CHITALDRUG TOWN MUNICIPAL council framed bye-laws relating to Bakery and sweetmeat shops under ection 48 (1) C. of the Mysore Municipal Regulation VII of 1906 nd published the same in the Town by notice and by beat of tom tom o invite objections thereon from the inhabitants of the town As no bjection was received to the said bye-laws, they were finaly passed y the Council in their meeting held on 28th February 1916, an xtract from the proceedings of the sare is enclosed. I request hat the said bye-laws Submitted herewith in duplicate may be approved. The notice and other papers n the subject are sent with letter No 70 dated 7th may 1917 nstant along with the bye-laws relating to births and deaths

I have the honor to be,
Sir,
Your most obedient servant,

Treasury Assistant Commissioner
for Deputy Commissioner,
Absent from Station
Chitaldrug District

S.V

GPD—40,000—17 2-15

1916-17

From The Deputy Commissioner,
Chitaldrug District

To The Secretary to Government
Revenue Department

Dated Bangalore,

Despatched 7th may 17

Received 9 MAY 1917

General No 5c 71 (mly)
No

Enclosure No. 3

Submitting the bye laws relating the bakery & Sweetmeat Shops in Holalkere Town Panchayat limits for Sanction.

Bund Corr 14 7

Meeting No. 15 of 1916-17.

Proceedings of the monthly meeting of the Chitaldrug Town Municipal Council held on 28th February 1917.

President:- C. S. Balasundaram Iyer Esquire B.A., (Present).

Ex-Officio Councillors.

P. 1. The Treasury Assistant Commissioner and Vice President, Chitaldrug

P. 2. The District Sanitary Officer, Chitaldrug.

P. 3. The Executive Engineer, Chitaldrug Division.

P. 4. The Amildar of the Chitaldrug Taluk.

Non-Official Councillors.

P. 1. Mr. Shanbhog, C. Subba Rao.

P. 2. Mr. Doddakasi Narayana Chetty.

P. 3. Mr. S. Rama Rao.

P. 4. Mr. B. R. Chowdiah.

P. 5. Mr. B. Jivani Rao.

P. 6. Mr. B. Venkatasamanna.

P. 7. Mr. M. Amantha Chetty.

P. 8. Mr. Chennakeshaviah.

P. 9. Mr. C. Siddanamjappa.

P. 10. Mr. Ladar Eswarappa

A. 11. Mr. H. Parasuramappa Naik (deceased)

P. 12. Mr. Munshi Vali Ahamad Saheb.

A. 13. Mr. Syed Alli Shah Sahib.

X X X X X

IX. Read again the draft bye-laws passed on 30th November 1916 on the following matters -

1. Registration of Births and deaths.
2. Bakery or Sweetmeat shops
3. Dangerous and offensive trades.
4. Native Hotels and eating houses

and also yadi dated 17th January 1917 from the Vice President, stating that the draft bye-laws were duly published by notice and also by tom tom.

Resolution:- The bye-laws are finally passed as no objections have been received.

X X X

(Sd) C. S. Balasundaram Nayar.

P R E S I D E N T.

"C O P Y."

For Deputy Commissioner,

S.V Chitaldrug District.

G R S VI—G/32]

SUBJECT Requests to revise the bye laws re Bakery & Sweetmeat Shops in accordance with the views of the Govt Advocate

Diary No of letter replied to 3242

GENERAL AND REVENUE SECRETARIAT,
(mil)
, the 191

issue 17 & 17.

by [illegible]

Section mil
File No 77-16
Serial No

Secy 2
No. 1057
mil 77-16 21 16.8.17

To

The Deputy Commissioner
Chilaw

Sir

With reference to your letter S C no 71 mil/16-17 dated 7th April 1917 ~~forwarding for sanction~~ the draft Bye laws relating to Bakery and Sweetmeat Shops in the town of Chilaw framed by the ~~Chilaw~~ municipal Council under Section 4 & 1 C of the Municipal Regulation VII of 1906 I am directed to invite your attention to ~~forward~~ the opinion

P T O over

provided

Of the Govt Advocate, and to state that the Municipal Council may frame fresh byelaws after the Regulation is amended. I am to add that, in the meantime the draft byelaws may be revised in Council in accordance with the views of the Govt Advocate and submitted to Govt for sanction

2 The draft byelaws are hereunto returned

I have etc

14/8/17 MC

Offg Secy to Govt 11/8

Our Advt

and to state that the present draft byelaws may be revised in accordance with the views of the Govt advocate and submitted to Govt with the resolution of the mul Council

The mul Council may have to frame fresh byelaws after the regulation is amended

List of enclosures

1 Draft byelaws
2 Views of Govt advocate on the byelaws

~~The Dy Com[r] Chittagong~~

10/8/17

Copied by

Examined by

WD 86—GPB—60 000—1. 11 16

Office of the Deputy Commissioner,
Chitaldrug District.

Ml 72-16-25

Dated Chitaldrug, 4th September 1917.

C. S. Balasundaram Iyer Esquire B.A.,
Deputy Commissioner,
C H I T A L D R U G.

B. Ramaswamaiya Esquire B.A.,B.L.,
Offg: Secretary to the Government of
His Highness the Maharaja of Mysore.
Revenue Department, Bangalore.

I R,

With reference to your letter No 1057/Ml 77-16-21 dated h August 1917 returning the draft bye-laws relating to bakery and etmeat shops framed by the Chitaldrug Town Municipality for being vised in accordance with the views of the Government Advocate, I e the honor to state that the views expressed by the Government vocate on the said bye-laws were placed before the Council who at eir meeting held on the 31st August 1917 agreed with the same and vised the bye-laws accordingly A copy of the bye-laws revised is rewith submitted for sanction at an early date

An extract from the proceedings of the meeting of the uncil in the matter is also sent herewith.

I have the honor to be,
S I R,
Your most obedient servant,

Deputy Commissioner,
Chitaldrug District

S.V

G.P.B.—50,003—17 9-15

1917 - 18

From The Deputy Commissioner
Chittaldrug District

To The Secretary to Government,
Revenue Department
Bangalore.

Dated
Despatched - 7 2 SEP 1917
Received

General No
No. Ref. on Sch. 74 No 17

Enclosure No 2

Submitting for sanction of Government, the amended bye-laws of the Chittaldrug Town municipality relating to Bakery & Sweetmeat Shops

Meeting No. 3.

Proceedings of the meeting of the Chitaldrug town Municipal Council held on Friday the 31st August 1917.

Absent:- C. S. Balasundaram Iyer Esquire B.A., President.

Ex-Officio Councillors.

P. 1. The District Treasury Officer and the Vice President, Chitaldrug Town Municipality.

P. 2. The Executive Engineer, Chitaldrug Division.

P. 3. The District Medical and Sanitary Officer, Chitaldrug

P 4. The Amildar of the Chitaldrug Taluk.

Non-Official Councillors.

A 1. Mr. Shanbhog Subba Rao.
A 2. Mr. Doddakasi Narayana Chetty.
P. 3. Mr. S. Rama Rao.
P. 4. Mr. B. R. Chowdiah.
P. 5. Mr. B. Venkatasamanna.
P. 6. Mr. B. Jivan Rao.
A 7. Mr. M. Ananthe Chetty.
A 8. Mr. C. Siddanenjappa.
P. 9. Mr. C. Chennakeshaviah.
A 10. Mr. Ladar Eswarappa.
11. Mr. H. Parasurama Naik (deceased)
P. 12. Mr Munshi Vali Ahmed Sab.
A 13. Mr. Syed Alli Shah Saib.

X X X X X

9 Read letter No 1057/M1 77-16-21 dated 16th August 1917 from the Revenue Secretary to Government suggesting the revision of the byelaws relating to bakery or sweetmeat shops of the municipality on the lines pointed out by the Government Advocate

Resolution - The byelaws as revised is approved and may be submitted for sanction

X X X X X

(Sd) K. Hanumanta Rao,

For President.

"C O P Y"

In charge for Deputy Commissioner,

S.V. Chitaldrug District

2 drafts

GRS VI-71]

SUBJECT Sanction the bye laws re Bakery & Sweetmeat shops framed by the Chitaldrug Town municipality.

Diary No of letter replied to... 707.

General and Revenue Secretariat

(Rl)

, the 191

Date of issue 9/11/17

Signed by [illegible] Krishnaswamy

May this be

i Printed ?

ii treated as a standing order ?

iii published in the Gazette English part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette Kannada part ?

Section Rl

File No 77-16

Serial No

Proceedings of the Government of His Highness the Maharaja of Mysore

9/11/17

Read—

Correspondence ending with letter SC 71 Rl 116-17 dt 4th September 1917, from the Deputy Commissioner, Chitaldrug dt. forwarding for sanction as called for revised bye laws relating to bakery and sweetmeat shops framed by the Chitaldrug town municipal council under Section 68 (c) of the Mysore Municipal Regulation VII of 1906

Order Thereon:— No.

P T over

order 25-2-mrl 77-16-25 98 11 17

Sanctioned

14.10.17

Dw Supdt

To

The Dy Commissioner, Chitaldrug

with a copy of the sanctioned bye laws and with a request that 2o printed Copies of the same may be sent to this office at an early date

15-9-17

List of enclosures.

Copied by

Examined by

Bye-laws relating to the bakery or sweetmeat shops in or to
of Chitaldrug under section 48(1) c of the Mysore Municipal Regulat
of 1906. (14) Bakery or Sweetmeat Shops may be inspected by
the President or the Vice President or the Secretary or any other person authorised by the President or the Secretary on his behalf

1. Bakery or sweetmeat shop includes any building or part of building used for any process connected with the baking of bread or the preparation of sweets for sale.

2. Any person who shall appear, act or behave as the person charge of a bakery or sweetmeat shop shall be deemed and taken to b the keeper or manager thereof.

2. All premises used as bakeries or sweetmeat shops shall satisfy the following conditions -

(a) The premises shall be sufficiently spacious and suitable for a bakery or sweetmeat shop.

(b) The premises shall have a water connection from the water mai and such connection and all fittings thereof shall be kept in proper order and efficient action so as to provide for use in the premises a sufficient supply of water for the purpose of thoroughly washing and cleaning such premises

(a) for the purpose of thoroughly washing and cleaning such premises.

(c) The walls of every bakery or sweetmeat shop shall be rendered impervious to a height of four feet from the ground level by cement plastering and the rest plastered with chunam and whit washed. The floor shall be either cemented or paved with Cuddapah slabs and cement pointing.

(d) All bakeries and sweetmeat shops shall be at a respectable distance from any coss pit or latrine so as to prevent bad odours wafted therefrom reaching them

(e) No place used as a bakery or sweetmeat shop shall ordinarily b used for other purposes and if in any specified case the buil ing is used both for residential purposes and for bakeries or sweetmeat shops, the portion used for the latter should be separated from that used for the former

3. All utensils and other furniture shall be kept clean

4 The flour, sugar, ghee, water and other materials used in the manufacture of bread and sweetmeat shall be good and wholesome There shall be a separate store room or receptacle for flour and sug and no flour or sugar shall be left lying on the floor or against th wall in any part of a bakery or sweetmeat shop

5. All refuse and dirt in and about the premises shall be swept off and the drains well-flushed and the premises at all times kept in a clean and tidy condition

6. No person suffering from any contageous or an infectious or a loathsome disease or who has recently been in attendance on such person or who is unwashed or otherwise unclean shall be employed in bakery or a sweetmeat shop and all kneaders engaged in kneading shall wear white clean linen or cotton aprons to cover entirely the front portion of his body from neck to knees.

7. No person shall transport for sale bread or sweetmeat from one place to another except in a closed vehicle or a closed basket, tin or other receptacle. Every such vehicle, basket, tin or other receptacle shall at all times be kept thoroughly clean and no person shall commit any act which may tend to render any bread or sweetmeat, which is in transit, dirty or unwholesome.

7 A. All papers and leaves used for wrapping bread, sweets &c shall be clean and stored in a clean rack.

7 B. Bread, sweets &c shall be stored and kept for sale with all reasonable precautions against contamination from flies, dust and bad odours.

9 10. Any infringement of any of the above bye-laws shall render the offender liable on conviction before a Magistrate to a fine not exceeding thirty rupees and to a further fine not exceeding five rupees for every day after such conviction during the continuance of the infringement provided that in no case shall the total amount of the fine exceed 200 rupees.

11. The President or Vice President may at his discretion cance the license of any person for persistent infringement of the foregoin bye-laws.

Treasury Assistant Commissioner
For Deputy Commissioner
Absent from station.

15-9-17

Approved